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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Goldenberg, et al.

Serial No.: 09/728,534

Filed: 11/28/2000

For: Polyol/Oil Suspensions for the Sustained Release of Proteins

Docket No.: A-576C

**ATTORNEY'S STATEMENT PURSUANT TO 37 CFR § 1.821(e)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The computer readable form in this application, Serial No. 09/728,534, is identical with that filed in Application Serial No. 09/221,181, filed 12/23/1998. In accordance with 37 CFR §1.821(e), please use the first-filed computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is included in the originally-filed specification of the instant application, and included herewith.

In addition, I hereby state that the paper copy of the Sequence Listing in this application and the computer readable form of the Sequence Listing submitted in the parent case are the same and contains no new matter.

Please send all future correspondence to:

US Patent Operations/ CAC  
Dept. 4300, M/S 27-4-A  
AMGEN INC.  
One Amgen Center Drive  
Thousand Oaks, California 91320-1799

Respectfully submitted,

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Date: May 29, 2001

**EXPRESS MAIL CERTIFICATE**

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Date of Deposit: May 29, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Sherry St. Andrew

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